

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

Valtrus Innovations Ltd.

Plaintiff(s)

v.

T-Mobile USA, Inc.; T-Mobile US, Inc.; Sprint Corp;
OnePlus Technology (Shenzen) Co., Ltd. and
OnePlus Mobile Communications (Guangdong) Co.,
Ltd.

Defendant(s)

Civil Action No. 2:23cv444

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* T-Mobile US, Inc.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Matthew G. Berkowitz
Reichman Jorgensen Lehman & Feldberg LLP
100 Marine Parkway, Suite 300
Redwood Shores, CA 94065
mberkowitz@reichmanjorgensen.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: **9/27/2023**



CLERK OF COURT

David A. O'Poole

Signature of Clerk or Deputy Clerk

SERVICE RETURN ATTACHED

ATX Process, LLC
1411 West 6th Street
Austin, TX 78703

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Civil Action No. 2:23cv444

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

SERVICE RETURN ATTACHED

Additional information regarding attempted service, etc:

ATX Process, LLC
1411 West 6th Street
Austin, TX 78703

AFFIDAVIT OF SERVICE**UNITED STATES DISTRICT COURT
Eastern District of Texas**

Case Number: 2:23CV444

Plaintiff:
Valtrus Innovations, Ltd.
vs.
Defendant:
T-Mobile USA, Inc., et al.

For: Ward, Smith & Hill, PLLC

Received these papers on the 28th day of September, 2023 at 11:31 am to be served on T-Mobile US, Inc. c/o its Registered Agent, Corporation Service Company, 25 1 Little Falls Drive, Wilmington, New Castle County, DE 19808. I, GILBERT DEL VALLE, being duly sworn, depose and say that on the 28 day of SEPTEMBER, 2023 at 3:15 P.m., executed service by delivering a true copy of the Summons in a Civil Action, Civil Case Cover Sheet, Complaint for Patent Infringement and Jury Demand, and Exhibits 1-22 in accordance with state statutes in the manner marked below:

(X) CORPORATE SERVICE: By delivering to LYNANNE GARES (individual accepting) as MANAGING AGENT (title), at 251 LITTLE FALLS DRIVE (street), WILMINGTON (city), DE (state), 19808 (zip code) NEW CASTLE (county).

() PUBLIC AGENCY: By delivering to _____ (individual accepting) as _____ (title) of the within-named agency at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).

() SUBSTITUTE SERVICE: By delivering to _____ (individual accepting) as _____ (relationship/title) at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).

() GOVERNMENT AGENCY: By delivering to _____ (individual accepting) as _____ (title) of the within-named agency at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).

() NON SERVICE: For the reason detailed in the comments below.

COMMENTS: _____

I certify that I am over the age of 18, have no interest in the above action, and have the proper authority in the jurisdiction in which this process was delivered. The facts in this affidavit are within my personal knowledge and true and correct.

Subscribed and sworn to before me on the 28 day of SEPTEMBER, 2023 by the affiant who is personally known to me.

NOTARY PUBLIC

KEVIN DUINN
NOTARY PUBLIC
STATE OF DELAWARE
My Commission Expires on July 26, 2026

GILBERT DEL VALLE

PROCESS SERVER # 1975
Appointed in accordance with State Statutes

Our Job Serial Number: 2023013385
Ref: Valtrus Innovations v. T-Mobile